IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE
Writ Petition No.488 of 2006

Dineshchandra S. Tiwari Petitioner
Vs.
M/s.Vidyul Metalics Pvt.Ltd. & ors. Respondents

Mr.R.S.Upadhyay for petitioner.
Mr.P.N.Anaokar & Mr.A.K.Jalisatgi for resp.nos.1 & 2.

CORAM: B.H.MARLAPALLE,J.

September 01, 2006.

P.C.

. Heard. By the impugned order dated 29/11/2005 the application below Exhibit U-2 has been rejected by the learned Member of the Industrial Court at Thane.

. It is apparent that a departmental enquiry has been instituted against the petitioner and while the enquiry was in progress he has filed Complaint (ULP) No.272 of 2005 claiming that the enquiry officer failed to follow the principles of natural justice. Prima facie, it is clear that the complaint was premature and in any case if it was at the stage of enquiry having been completed and the petitioner had received a second show cause notice proposing punishment, he could have filed a complaint either before the Labour Court or the Industrial Court.

. No interference is called for in the impugned interlocutory order. Hence the petition is rejected summarily.

(B.H.MARLAPALLE,J.)